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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 AARON McCOY,

No. CIV-S-02-0166 MCE/CMK P

12 Plaintiff,

13 v.

ORDER

14 CAL A. TERHUNE, ET. AL.,

15 Defendants.  
16 \_\_\_\_\_/

17 Plaintiff, a state prisoner proceeding pro se, has filed  
18 this civil rights action seeking relief under 42 U.S.C. § 1983.  
19 The matter was referred to a United States Magistrate Judge  
20 pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No.  
21 262.

22 On April 5, 2005, the magistrate judge filed findings and  
23 recommendations herein which were served on plaintiff and which  
24 contained notice to plaintiff that any objections to the findings  
25 and recommendations were to be filed within twenty days.

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1 On April 26, 2005, plaintiff was granted until May 5, 2005 to  
2 file objections. Plaintiff has filed objections to the findings  
3 and recommendations.

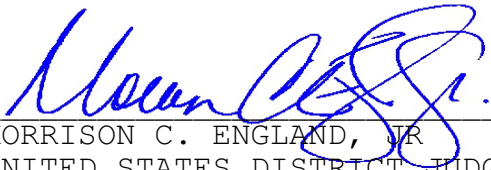
4 In accordance with the provisions of 28 U.S.C.  
5 § 636(b)(1)(C) and Local Rule 72-304, this court has conducted a  
6 de novo review of this case. Having carefully reviewed the  
7 entire file, the court finds the findings and recommendations to  
8 be supported by the record and by proper analysis.

9 Accordingly, IT IS HEREBY ORDERED that:

10 1. The findings and recommendations filed April 5, 2005,  
11 are adopted in full; and

12 2. The Retaliation, Eighth Amendment, ADA and interference  
13 with access to the courts claims are each dismissed for failure  
14 to state a claim.

15 DATE: May 24, 2005

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18 MORRISON C. ENGLAND, JR.  
19 UNITED STATES DISTRICT JUDGE  
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